SIKKIM

GOVERNMENT GAZETTE

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GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

No 23/LD/2005 Date: 8/10/05

NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 7th day of September, 2005 is hereby published for general information.-

THE SIKKIM REGULATION OF GAMBLING (AMENDMENT) ACT, 2005
(ACT NO. 23 OF 2005)
AN
ACT

to amend the Notice Number 640/GB dated the 20th May, 1921.

Whereas the old laws on Gambling issued vide Notice Number 640/GB dated 20th May, 1921 and as modified vide Notice Number 550/J dated 13th May, 1934 have been found to be inadequate to meet the present day requirement and as such, it is deemed expedient to amend the same.

Be it enacted by the Legislature of Sikkim in the Fifty-sixth Year of the Republic of India as follows:-

Short title, extent and commencement.

1. (1) This Act may be called the Sikkim Regulation of Gambling (Amendment)Act, 2005.
   (2) It shall extend to the whole State of Sikkim.
   (3) It shall come into force on such date as the State Government may by notification in the Official Gazette appoint.

Amendment of Para 2.

2. In the Notification No. 640/GB issued on 20th May, 1921, (hereinafter referred to as the said notification) for the existing second paragraph, the following shall be substituted, namely:-

"Whoever contravenes the provisions of first Paragraph of this Notification, shall be punished with a simple imprisonment for three months or a fine upto Rs. 50,000/- and in default simple imprisonment for three months and for any subsequent offence a fine upto Rs. 1,00,000/- and in default simple imprisonment for three months shall be imposed".

Insertion of new paragraph.

3. In the said notification, after third paragraph, the following paragraph shall be inserted, namely:-

"The State Government may by rule regulate gambling in a manner as it may be considered expedient and the rule may relate to the following , namely:-

(1) The rule may provide for place or time or days or area where such gambling may be allowed.

(2) The rule may provide for procedure for obtaining license for such gaming house.

(3) The rule may provide for category of person or organization or business houses etc. who can apply for license.

(4) The rule may provide for the authority to issue such license, rate of fees payable for obtaining license and for renewal of same.

(5) The rule may provide for method and procedure for cancellation of license.

(6) Any other matter connected with implementation of the provisions of the law relating to gambling".

Non application of the Act to Casino.

4. Nothing in this Act shall apply to Casino.

By Order.

R.K. PURKAYASTHA (SSJS)
LEGAL REMEMBRANCER-CUM-SECRETARY,
LAW DEPARTMENT

File No. 16 (82)/LD/2005